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Amendments to the Claims

The claims have been amended, as indicated above. The amendments to the indicated claims has been presented in accordance with the proposed revisions to 37 C.F.R. §1.121 as set forth in 1267 OG 106 (25 February 2003). The applicant notes that information contained in any one of the specification, claims or drawings of the application, as filed, may be added to any other part of the application without introducing new matter. See M.P.E.P. § 2163.06. No new matter has been introduced through the amending of the specification, drawings or claims.

Rejection of Claims under 35 U.S.C § 102

Claims 10-14, 23-26, 28-31, and 33-37 are rejected under 35 U.S.C §102 (b) as being anticipated by Scott. The Applicants respectfully traverse this rejection. Independent claims 10, 23, 29, and 33 have been amended to recite the use of a cathode ray tube to create/supply/impart the energy upon the deformable member to effect the displacement of the deformable member, as set forth in allowable independent Claim 1. Therefore, the Applicants request that the Examiner reconsider and withdraw the rejection.

The Applicants acknowledge the allowance of claims 1-9 and 18-22. The Applicants also acknowledge that claims 15-17, 27 and 32 are objected to as being dependent upon a rejected base claim. As discussed above, independent claims 10, 29, and 33 have been amended to recite the use of a cathode ray tube to create/supply/impart the energy upon the deformable member to effect the displacement of the deformable member.

The Applicants have reviewed the art of record cited in the Office Action, but not applied in the rejection. However, the Applicants contend that this unapplied art

does not anticipate and/or render obvious the claimed subject matter of the present invention.

In view of the above, it is respectfully submitted that this case is in condition for allowance and now may be passed to issue forth with. A holding to this effect is respectfully requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this patent application, the Examiner is invited to contact the undersigned attorney during normal Pacific Time Zone business hours.

Respectfully submitted,
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